IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 4TH JANUARY 2006 / 14TH POUSHA, 1928

Bail Appl..No. 7779 of 2006()

Crime No.17/06 of Forest Range Office, Ottapalam

: PETITIONERS/ACCUSED 1 AND 2.

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1. DR.ANILKUMAR,
S/O.R.VIDHYADHARAN, PREYAGA, SHORANUR 2.

2. T.G.SAJEEV, S/O.GANGADHARAN,
THACHAMPULLI HOUSE, KOZHUKKULLI P.O.
THRISSUR.

3. P.L.SABU, PRINCIPAL IN CHARGE,
S..N. TRUST HIGHER SECONDARY SCHOOL, SHORANUR,
RESIDING AT LEELA BHAVAN, IKRIPPARA,
THIRUVANANTHAPURAM.

BY ADV. SRI.A.N.RAJAN BABU
SMT.K.SUNITHA VINOD
SRI.P.GOPALAKRISHNAN (MVA)

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
HIGH COURT BUILDING, COCHIN 16.

2. THE FOREST RANGE OFFICER,
OTTAPPALAM.

BY DIRECTOR GENERAL OF PROSECUTIONS SHRI. P.G.THAMPY

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No.7779 of 2006

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Dated this the 4th day of January, 2007.

ORDER

Petitioners seek anticipatory bail on the allegation that the Forest Officials attached to the Forest Range, Ottapalam are at their heels to arrest and harass them in connection with O.R.No.17 of 2006 of Forest Range Office, Ottapalam registered for offences punishable under Section 27(1)(e)(iii),(iv)and (v) and Section 62(d) of Kerala Forest Act, 1961.

2. Shri.P.G. Thampy, the learned Director General of Prosecutions submitted that having regard to the peculiar nature of the facts of the case, the apprehension of arrest entertained by the petitioner cannot be said to be ill-founded. If so, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the Investigating Officer to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above crime on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to

the satisfaction of the Arresting Officer and subject to the following conditions:

1. The petitioners shall be interrogated by the Investigating Officer soon before the release of the petitioners on bail.

2. Petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

3. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

4. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

5. Petitioners shall not commit any offence while on bail.

6. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE.

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